MEETINGS TO DATE 8 NO. OF REGULARS 7 NO. OF SPECIALS 1

LANCASTER, NEW YORK APRIL 4, 1983

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 4th day of April, 1983, at 8:00 P.M. and there were:

PRESENT:

STANLEY JAY KEYSA, SUPERVISOR

RONALD A. CZAPLA, COUNCILMAN

ROBERT H. GIZA, COUNCILMAN

LEONARD E. GRZYBOWSKI, COUNCILMAN

ABSENT:

DONALD E. KWAK, COUNCILMAN

ALSO PRESENT:

ROBERT P. THILL, TOWN CLERK

DOMINIC J. TERRANOVA, TOWN ATTORNEY

ROBERT LABENSKI, TOWN ENGINEER

ROBERT L. LANEY, BUILDING INSPECTOR

MALCOLM J. FRANCIS, JR., ASSESSOR

PUBLIC HEARINGS:

None

BID OPENINGS:

None

OFFICIAL REPORTS:

None

COMMITTEE REPORTS:

Councilman Czapla, for the Tree Planting Committee, reported that tree resolutions have been placed on this evening's agenda relating to the planting of trees under the Spring 1983 Tree Planting Program of the Town of Lancaster and also relating to replacement of trees for the Fall 1981 and Spring 1982 Program.

COMMITTEE REPORTS CONT'D.:

On behalf of the Committee, he recommended that all three resolutions be adopted.

Councilman Czapla, for the Police Committee, presented a request from Chief Fowler to attend a conference in Newark, New Jersey on April 18th and April 19th, 1983, relative to police radio communications.

The Town Board, later in the evening, authorized this conference attendance by suspended resolution.

Councilman Giza, for the Lighting Committee, presented a report from the N.Y.S. Electric and Gas Corporation, dated February 1983, indicating the replacement of defective mercury vapory fixtures with high-pressure sodium fixtures, with a cost savings of \$40.05 a month to the Town of Lancaster.

PRESENTATION OF PREFILED RESOLUTIONS:

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN CZAPLA , WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN GIZA , TO WIT:

RESOLVED, that the minutes of the meeting of the Town Board held March 21, 1983, as presented by the Town Clerk, be and hereby are approved.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN GRZYBOWSKI VOTED YES
COUNCILMAN KWAK WAS ABSENT

SUPERVISOR KEYSA VOTED YES

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The resolution was thereupon unanimously adopted

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN GIZA , WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN GRZYBOWSKI , TO WIT:

WHEREAS, it is the intention of the Town Board of the Town of Lancaster to sponsor a Recreation Program for the Elderly Citizens of Lancaster, for the period April 1, 1983 to March 31, 1984, and

WHEREAS, the Town of Lancaster is about to submit a Renewal Application for such program to the New York State Recreation Council for the Elderly, New York State Education Department, Albany, New York, and if approved, to apply subsequently to the State of New York for partial reimbursement of funds to be expended;

NOW, THEREFORE, BE IT

RESOLVED, that such application to the New York State Recreation

Council for the Elderly is in all respects approved and that Stanley Jay Keysa

Supervisor of the Town of Lancaster, be and is hereby authorized and directed

to duly execute and present the aforesaid application to the New York State

Recreation Council for the Elderly, New York State Education Department, Albany,

New York, for its approval.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN GRZYBOWSKI VOTED YES

COUNCILMAN KWAK WAS ABSENT

SUPERVISOR KEYSA VOTED YES

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The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN CZAPLA , WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN GIZA , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has duly advertised for bids for furnishing to the Town of Lancaster the necessary trees for the 1983 Tree Planting Program in accordance with specifications on file with the Town Clerk of the Town of Lancaster, and

WHEREAS, said bids were duly opened on March 21, 1983, and

WHEREAS, Gleason's Nursery, Inc., 4780 Sheridan Drive, Williamsville, New York 14221 has submitted the following bids for furnishing the Town of Lancaster the necessary trees for the 1983 Tree Planting Program:

Quantity	<u>Species</u>	Price Per Tree
1	Hedge Maple	\$39.00
17	Culumnar Norway Maple	39.00
90	Crimson King Maple	39.00
7	Emerald Queen Maple	37.00
1	Schwedler Maple	38.00
5	Red Sunset Maple	43.00
0	Cumulus Servicberry	48.00
5	Pyrimidal European Hornbeam	48.00
1	Shademaster Locust	41.00
7	Skyline Locust	40.00
7	Radiant Crab	35.00
1	Double Flowering Crab	35.00
10	Bradford Callery Pear	41.00
3	Redspire Flowering Pear	43.00
0	Red Oak	43.00
6	Glenleven Linden	38.00
23	Greenspire Linden	38.00
1	Japanese Tree Lilac	43.00

NOW, THEREFORE, BE IT

RESOLVED, that the low bid of Gleason's Nursery, Inc.,
4780 Sheridan Drive, Williamsville, New York 14221, as set forth above, said
bid being the lowest reponsible bid in conformance with the specifications
relating thereto, be and hereby is accepted, and

BE IT FURTHER

RESOLVED, that the Chairman of the Tree Planting Program, or his designated representative, be and is hereby authorized to place orders with Gleason's Nursery, 4780 Sheridan Drive, Williamsville, New York 14221, for those trees which the Town of Lancaster needs for its 1983 Tree Planting Program.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN GRZYBOWSKI VOTED YES

COUNCILMAN KWAK WAS ABSENT

SUPERVISOR KEYSA VOTED YES

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The resolution was thereupon unanimously adopted.

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THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN CZAPLA , WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN GRZYBOWSKI , TO WIT:

WHEREAS, on Thursday, February 24, 1983, Congressman Jake Pickle (D.-Tex.) introduced a bill (H.R. 1635) to effectively throttle industrial development bonds, and

WHEREAS, the proposed Pickle bill basically attempts to enact almost all the proposals to strangle tax-exempt finance that the Congress rejected last year, and

WHEREAS, Industrial Development Bonds represent a known and a dependable quantity in local development and they are especially important at this time when business bankruptcies have reached a modern record, and when foreign competition and technological change require massive retooling of American business and federal aid for those purposes has been significantly reduced, and

WHEREAS, the simple fact is that without the interest break of Industrial Development Bonds, many companies simply will not be able to retool or expand and many others may have to close,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby expresses its opposition to H.R. Bill 1635 known as the "Pickle Bill", and

BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to Congressman Nowak with a request that he support the position of the Town Board of the Town of Lancaster in opposition to this bill and that he convey to the House Ways and Means Committee not only his opposition to this bill but the opposition of the Town Board as set forth in the resolution adopted herein.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES COUNCILMAN GIZA VOTED YES COUNCILMAN GRZYBOWSKI VOTED YES

COUNCILMAN KWAK WAS ABSENT SUPERVISOR KEYSA VOTED YES

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The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN GIZA , WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN GRZYBOWSKI , TO WIT:

WHEREAS, the Town of Lancaster, in connection with the Sewer
Rehabilitation project will require the negotiation of not less than seventeen

(17) temporary and permanent easements, and

WHEREAS, the Town Attorney has reviewed prospective easement negotiators and recommends the appointment of THOMAS R. LICATA, an experienced and qualified Easement Negotiator, to work with the Town Attorney's office and Town Engineer in negotiating and obtaining properly negotiated easements in accordance with his letter of March 28, 1983, on file with the Town Clerk;

NOW, THEREFORE, BE IT

RESOLVED, that THOMAS R. LICATA be and hereby is retained by the Town of Lancaster as Easement Negotiator to obtain all easements for the Town of Lancaster Sewer Rehabilitation Project, in accordance with his proposal dated March 28, 1983 on file with the Town Clerk.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN GRZYBOWSKI VOTED YES

COUNCILMAN KWAK WAS ABSENT

SUPERVISOR KEYSA VOTED YES

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The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN CZAPLA , WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN GIZA , TO WIT:

WHEREAS, the Town of Lancaster, after public bid, purchased trees of various varieties from Schichtel's Nursery, 6745 Chestnut Ridge Road, Orchard Park, New York 14127, for its Fall 1981 and Spring 1982 Tree Planting Program, and

WHEREAS, a followup tree survey was conducted in August 1982 and it was determined that 145 trees of various varieties, planted under the Fall 1981 and Spring 1982 Tree Planting Program of the Town of Lancaster, did not survive, and

WHEREAS, the bid specifications for the Fall 1981 and Spring 1982

Tree Planting Program of the Town of Lancaster did not contain any
provisions relative to the guaranteed growth of the trees provided, and

WHEREAS, Schichtel's Nursery, 6745 Chestnut Ridge Road, Orchard Park, New York 14127, by letter dated March 23, 1983, as a gesture of good will, has offered to re-supply, at no cost to the Town of Lancaster, 73 trees of various varieties which did not survive the Fall 1981 and Spring 1982 planting program, and to re-supply to the Town of Lancaster the balance of 72 trees of various varieties, which did not survive the Fall 1981 and Spring 1982 planting program, at the same bid prices as were quoted for the Spring 1982 planting program,

NOW, THEREFORE, BE IT

RESOLVED, that the letter offer of March 23, 1983, from Schichtel's Nursery, 6745 Chestnut Ridge Road, Orchard Park, New York 14127, to re-supply those trees which did not survive the Fall 1981 and Spring 1982 Tree Planting Program of the Town of Lancaster, be and is hereby accepted, and

BE IT FURTHER

RESOLVED, that the Chairman of the Tree Planting Committee of the Town of Lancaster, or his designated representative, be and is hereby authorized and directed to inform Schichtel's Nursery of the time and place of delivery of the re-supplied trees.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN GRZYBOWSKI VOTED YES

COUNCILMAN KWAK WAS ABSENT

SUPERVISOR KEYSA VOTED YES

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The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN GIZA , WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN GRZYBOWSKI , TO WIT:

WHEREAS, it is the intention of the Town Board of the Town of Lancaster to sponsor the Town of Lancaster Drug Abuse Council for the period April 1, 1983 to March 31, 1984, and

WHEREAS, the Town of Lancaster is about to submit a Renewal Application for such project to the New York State Narcotic Addiction Control Commission for approval and, if approved, to apply subsequently to the State of New York for partial reimbursement of funds expended on such project;

NOW, THEREFORE, BE IT

RESOLVED, that such application is in all respects approved and Stanley Jay Keysa, Supervisor, is hereby authorized and directed to duly execute and present said application to the New York State Narcotic Addiction Control Commission for its approval.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN GRZYBOWSKI VOTED YES

COUNCILMAN KWAK WAS ABSENT

SUPERVISOR KEYSA VOTED YES

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The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN CZAPLA , WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN GIZA , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster, by resolution dated April 4, 1983, has accepted a proposal from Schichtel's Nursery, 6745 Chestunut Ridge Road, Orchard Park, New York 14127, to re-supply to the Town of Lancaster 145 trees of various varieties which did not survive the Fall 1981 and Spring 1982 Tree Planting Program of the Town of Lancaster, and

WHEREAS, it is now necessary to authorize a contract for the actual planting of the 145 replacement trees to be provided by Schichtel's Nursery, and

WHEREAS, Gleason's Nursery, Inc., 4780 Sheridan Drive,
Williamsville, New York 14221, by letter dated March 29, 1983, has proposed
to plant the 145 trees of various varieties, to be supplied by Schichtel's
Nursery, at various locations within the Town of Lancaster, for a cost of
\$20.00 per tree, to included removal of old tree, stakes, wire, hose and
new soil as necessary for the new tree,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby accepts the letter offer, dated March 29, 1983, from Gleason's Nursery Inc., 4780 Sheridan Drive, Williamsville, New York 14221, to plant 145 replacement trees, to be provided by Schichtel's Nursery, at various locations within the Town of Lancaster, and

BE IT FURTHER

RESOLVED, that the Chairman of the Tree Planting Committee of the Town Board of the Town of Lancaster, or his designated representative, be and is hereby authorized to coordinate with Gleason's Nursery and Schichtel's Nursery the actual planting of the replacement trees.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN GRZYBOWSKI VOTED YES

COUNCILMAN KWAK WAS ABSENT

SUPERVISOR KEYSA VOTED YES

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The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN GIZA , WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN GRZYBOWSKI , TO WIT:

WHEREAS, the Town of Lancaster Ambulance Board, by letters dated March 22, 1983 and March 26, 1983, has recommended the appointment of certain individuals to the Town of Lancaster Volunteer Ambulance Corps,

NOW, THEREFORE, BE IT

RESOLVED, that the following additions be made to the membership of the Town of Lancaster Ambulance Corps:

Eileen Sinclair 94 Stutzman Road Lancaster, New York Harold D. Poe Jr. 155 Fourth Avenue Lancaster, New York

Deborah Twardowski 642 Schwartz Road Lancaster, New York

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN GRZYBOWSKI VOTED YES
COUNCILMAN KWAK WAS ABSENT

SUPERVISOR KEYSA VOTED YES

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The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN CZAPLA , WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN GRZYBOWSKI , TO WIT:

WHEREAS, the Twin District Volunteer Fire Co., Inc., by letter dated February 28, 1983, has requested confirmation of one (1) new member, by virtue of graduation from the Junior Firefighters Program to the ranks of Senior Firefighter, upon her eighteenth birthday, to the membership of the Twin District Volunteer Fire Co., Inc.,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby confirms the membership of the following individual in the Twin District Volunteer Fire Co., Inc.:

Lynn Bulera 594 Lake Avenue Lancaster, New York 14086

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN GRZYBOWSKI VOTED YES

COUNCILMAN KWAK WAS ABSENT

SUPERVISOR KEYSA VOTED YES

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The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN GIZA , WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN CZAPLA , TO WIT:

WHEREAS, the Master Water Improvement Area of the Town of Lancaster maintains hydrants along the southerly line of Wehrle Drive between Transit Road and David Road, and

WHEREAS, the Master Water Improvement Area of the Town of Lancaster has heretofore contracted with the Harris Hill Fire Protection District of the Town of Clarence for use of said hydrants, and

WHEREAS, the Town Board of the Town of Clarence has duly held a public hearing on behalf of the Harris Hill Fire Protection District to contract with the Master Water Improvement Area of the Town of Lancaster for the said seven (7) hydrants in accordance with an agreement approved by the Town Attorney and on file with the Town Clerk, which agreement has been approved by the Town Board of the Town of Clarence;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and is hereby authorized to execute the Agreement by and between the Town of Clarence on behalf of the Harris Hill Fire Protection District, and the Master Water Improvement Area of the Town of Lancaster providing for rental of seven (7) hydrants along the south line of Wehrle Drive between Transit Road and David Road, commencing April 1, 1983 and terminating March 31, 1988, all in accordance with the terms of said Agreement.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN GRZYBOWSKI VOTED YES
COUNCILMAN KWAK WAS ABSENT
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN CZAPLA , WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN GRZYBOWSKI , TO WIT:

BOND RESOLUTION OF THE TOWN OF LANCASTER, NEW YORK.

ADOPTED April 4, 1983, AUTHORIZING THE IMPROVE
MENT OF THE DEPEW BRANCH OF THE LANCASTER PUBLIC

LIBRARY, IN SAID TOWN, BY THE PURCHASE AND INSTAL
LATION OF A FIRE ALARM SYSTEM, STATING THE ESTIMATED

MAXIMUM COST THEREOF IS \$4,570, APPROPRIATING SAID

AMOUNT THEREFOR, INCLUDING THE APPROPRIATION OF

\$230 CURRENT FUNDS TO PROVIDE THE REQUIRED DOWN

PAYMENT, AND AUTHORIZING THE ISSUANCE OF \$4,340

SERIAL BONDS OF THE TOWN TO FINANCE THE BALANCE OF

SAID APPROPRIATION.

RESOLVED BY THE TOWN BOARD OF THE TOWN OF LANCASTER, IN THE COUNTY OF ERIE, NEW YORK (by the favorable vote of not less than two-thirds of all the members of said Board) AS FOLLOWS:

Section 1. The Town of Lancaster (herein called "Town", in the County of Erie, New York, is hereby authorized to improve the Depew Branch of the Lancaster Public Library, in said Town, by the purchase and installation of a fire alarm system. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof is \$4,570, and the said amount is hereby appropriated therefor, including the appropriation of \$230 current funds to provide the down payment. The plan of financing includes the expenditure of said \$230 current funds, the issuance of \$4,340 serial bonds of the Village to finance the balance of said appropriation and the levy and collection of a tax on all the taxable real property in the town to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Serial bonds of the Town in the principal amount of \$4,340 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance the balance of said appropriation not provided by current funds.

Section 3. The following additional matters are hereby determined and declared:

- (a) The period of probable usefulness of the specific object or purpose for which the bonds authorized pursuant to this resolution are to be issued within the limitations of Section 11.00 a. 25 of the Law, is ten (10) years.
- (c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

lution and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by \$52.00 of the Law and shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual pay-

ment of the principal of and interest on said bonds and any bond anticipation notes issued in anticipation of the sale thereof, and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and notes to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of \$30.00 relative to the authorization of the issuance of bond anticipation notes, or, the renewal of said Notes and of \$50.00 and \$\$56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, are not substantially complied with,

and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution is subject to a permissive referendum.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN GRZYBOWSKI VOTED YES
COUNCILMAN KWAK WAS ABSENT

SUPERVISOR KEYSA VOTED YES

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The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN GIZA , WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN GRZYBOWSKI , TO WIT:

RESOLVED BY THE TOWN BOARD OF THE TOWN OF LANCASTER,
IN THE COUNTY OF ERIE, NEW YORK, AS FOLLOWS:

Section 1. The Town Clerk of the Town of Lancaster shall, within ten (10) days after the adoption of the bond resolution referred to in the form of Notice hereinafter set forth in Section 3 hereof, cause to be published at least once in "LANCASTER ENTERPRISE-JOURNAL", a newspaper published in Lancaster, New York and to be posted on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a Notice which shall set forth the date of adoption of said foregoing resolution and contain an abstract thereof concisely stating its purpose and effect.

Section 2. After the said bond resolution shall take effect, the Town Clerk is hereby directed to cause said bond resolution to be published, in full, in the newspaper hereinabove referred to in Section 1 hereof, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law of the State of New York.

Section 3. The Notice referred to in Section 1 hereof shall be in substantially the following form:

TOWN OF LANCASTER, NEW YORK

PLEASE TAKE NOTICE that on April 4 1983, the Town Board of the Town of Lancaster, in the County of Erie, New York, adopted the bond resolution entitled:

"Bond Resolution of the Town of Lancaster, New York, adopted pril 4, 1983, authorizing the improvement of the Depew Branch of the Lancaster Public Library, in said Town, by the purchase and installation of a fire alarm system, stating the estimated maximum cost thereof is \$4,750, appropriating said amount therefor, including the appropriation of \$230 current funds to provide the required down payment, and authorizing the issuance of \$4,340 serial bonds of the Town to finance the balance of said appropriation."

an abstract of such resolution, concisely stating the purpose and effect thereof, is as follows:

First: AUTHORIZING the town of Lancaster ("Town"), New York, to improve the Depew Branch of the Lancaster Public Library, by the purchase and installation of a fire alarm system, in the Town; STATING the estimated maximum cost thereof is \$4,570; appropriating said amount therefor, including the appropriation of \$230 current funds to provide the down payment; STATING the plan of financing includes the expenditure of said \$230 current funds, the issuance of \$4.570 serial bonds of the Town to finance the balance of said bonds and the interest thereon as the same shall become due and payable:

SECOND: AUTHORIZING the issuance of \$4,340 serial bonds of the Town to be issued pursuant to the provisions of the Local Finance Law ("Law"), to finance the balance of said appropriation not provided by current funds;

THIRD: DETERMINING AND DECLARING that the period of probable usefulness of said specific object or purposes is ten (10) years; that current funds are required to be provided prior to the issuance of the bonds or of any notes in anticipation of said bonds, and such current funds are available therefor in the current budget of the Town and AUTHORIZING AND DIRECTING the Supervisor to set aside said current funds and to apply the same solely to said specific object or purpose; STATING the proposed maturity of the bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any notes issued in anticipation thereof shall be general obligations of the Town and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any notes in anticipation thereof, or the renewals thereof;

SIXTH: DETERMINING that the resolution is subject to permissive referendum.

DATED: April 4, 1983

ROBERT P. THILL, Town Clerk The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN GRZYBOWSKI VOTED YES
COUNCILMAN KWAK WAS ABSENT
SUPERVISOR KEYSA VOTED YES

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The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN CZAPLA , WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN GIZA , TO WIT:

WHEREAS, the Executive Director of the Youth Bureau, by letter dated March 28, 1983, has requested authority to purchase one (1) 1983 eight passenger Dodge Van under New York State Office of General Services Contract No. P10403, at a cost of \$7,952.88,

NOW, THEREFORE, BE IT

RESOLVED, that the Executive Director of the Youth Bureau be and is hereby authorized to purchase the following vehicle under state contract through Warnock Ryan Dodge, Livingston, New Jersey, at a cost of \$7,952.88:

1983 passenger van includes 109" wheel base, 5500 lb., GVW, automatic transmission, power steering, power brakes, (2) 6-9" exterior mirrors, reflector kit, undercoating, and rustproofing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN GRZYBOWSKI VOTED YES

COUNCILMAN KWAK WAS ABSENT

SUPERVISOR KEYSA VOTED YES

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The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN CZAPLA , WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN GRZYBOWSKI , TO WIT:

BOND RESOLUTION OF THE TOWN OF LANCASTER, NEW YORK,

ADOPTED APRIL 4 , 1983, AUTHORIZING THE RECONSTRUCTION

OF THE PLUMBING SYSTEM OF THE POLICE AND COURT AND RECREATION
AND OUTREACH BUILDINGS,
LOCATED AT LANCASTER TOWN CENTER, IN THE TOWN, STATING

THE ESTIMATED MAXIMUM COST THEREOF IS \$9,850, APPROPRIATING SAID AMOUNT THEREFOR, INCLUDING THE APPROPRIATION

OF \$500 CURRENT FUNDS TO PROVIDE THE REQUIRED DOWN

PAYMENT AND AUTHORIZING THE ISSUANCE OF \$9,350 SERIAL

BONDS OF THE TOWN TO FINANCE THE BALANCE OF SAID

APPROPRIATION.

RESOLVED BY THE TOWN BOARD OF THE TOWN OF LANCASTER,

IN THE COUNTY OF ERIE, NEW YORK (by the favorable vote of not less than two-thirds of all the members of said Board), AS FOLLOWS:

Section 1. The Town of Lancaster, in the County of Erie, New York (the "Town"), is hereby authorized to reconstruct the plumbing system of the Police & Court and Recreation and Jutreach Buildings located at Lancaster Town Center, in the Town. The estimated maximum cost of said specific object or purpose, including preliminary cost and costs incidental thereto and the financing thereof, is \$9,850 and the said amount is hereby appropriated therefor, including the appropriation of \$500 surplus funds to provide the required down payment. The plan of financing includes the expenditure of said surplus funds, the issuance of \$9,350 serial bonds of the Town to finance the balance of the appropriation, the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon as the same shall become due and payable.

Section 2. Serial bonds of the Town are hereby authorized to be issued in the principal amount of \$9,350 pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law") to finance said appropriation not covered by said current funds.

Section 3. The following additional matters are hereby determined and declared:

- (a) The said Police and Court and Recreation and Outreach Buildings are of Class "B" Construction, and the period of probable usefulness of the specific object or purpose for which the \$9,350 serial bonds authorized pursuant to this resolution are to be issued, within the limitations of Section 11.00a.13. of the Law is ten (10) years.
- (b) Current funds are required by the Law to be provided as a down payment prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of said bonds, and such current funds in the amount of \$500 are now available in the current budget of the Town and the heading "Unappropriated Surplus Funds". The Town Supervisor is hereby authorized and directed to set aside said current funds and to apply same to said class of object or purpose.
- (c) The proposed maturity of the bonds authorized pursuant to this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized pursuant to this resolution and any bond anticipation notes issued in anticipation of said bonds, shall contain the recital of validity prescribed by \$52.00 of the Law and said bonds and any notes issued in anticipation thereof, shall be general obligations of the Town, payable as to both principal and interest by a general

tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the puncual payment of the principal of and interest on said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of \$30.00 relative to the authorization of the issuance of bond anticipation notes, or, the renewals of said notes and of \$50.00 and \$\$56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized pursuant to this resolution; and of any notes issued in anticipation of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of publication of such resolution, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication,

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution is subject to a permissive referrendum.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN GRZYBOWSKI VOTED YES
COUNCILMAN KWAK WAS ABSENT
SUPERVISOR KEYSA VOTED YES

XXKMB

The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN GIZA , WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN GRZYBOWSKI , TO WIT:

RESOLVED BY THE TOWN BOARD OF THE TOWN OF LANCASTER, IN THE COUNTY OF ERIE, NEW YORK, AS FOLLOWS:

Section 1. The Town Clerk of the Town of Lancaster shall, within ten (10) days after the adoption of the bond resolution referred to in the form of Notice hereinafter set forth in Section 3 hereof, cause to be published at least once in "LANCASTER ENTERPRISE-JOURNAL", a newspaper published in Lancaster, New York and to be posted on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a Notice which shall set forth the date of adoption of said foregoing resolution and contain an abstract thereof concisely stating its purpose and effect.

Section 2. After the said bond resolution shall take effect, the Town Clerk is hereby directed to cause said bond resolution to be published, in full, in the newspaper hereinabove referred to in Section 1 hereof, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law of the State of New York.

Section 3. The Notice referred to in Section 1 hereof shall be in substantially the following form:

TOWN OF LANCASTER, NEW YORK

PLEASE TAKE NOTICE that on, April 4, 1983, the Town Board of the Town of Lancaster, New York, adopted a resolution entitled:

"Bond Resolution of the Town of Lancaster, New York, adopted April 4, 1983, authorizing the reconstruction of the plumbing of the Police & Court and Recreation and Outreach Buildings located at the Lancaster Town Center, in the Town, stating the estimated maximum cost thereof is \$9,850, appropriating said amount therefor, including the appropriation of \$500 current funds to provide the required down payment and authorizing the issuance of \$9,350 serial bonds of the Town to finance the balance of said appropriation,"

an abstract of such resolution, concisely stating the purpose and effect thereof, is as follows:

FIRST: AUTHORIZING the Town of Lancaster ("Town") New York to reconstruct the plumbing systems of Police & Court and Recreation and Outreach Buildings located at the Lancaster Town Center in the Town; STATING the estimated maximum cost of said specific object or purpose, is \$9,850; APPROPRIATING the said amount therefor, including the appropriation of \$500 current funds to provide the required down payment; STATING the plan of financing includes the expenditure of said current funds, the issuance of \$9,350 serial bonds to finance the balance of said appropriation and the levy and collection of a tax upon all the taxable real property in the Town to pay the principal of said bonds and the interest thereon;

SECOND: AUTHORIZING \$9,350 serial bonds of the Town to be issued pursuant to the provisions of the Local Finance Law ("Law"), to finance the balance of said appropriation;

THIRD: DETERMINING AND STATING that the period of probable usefulness of the specific object or purpose is ten (10) years; that current funds are required by the Law to be provided as a down payment prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of said bonds, and such current funds in the amount of \$500 are now available in the current budget of the Town under the heading "Unappropriated Surplus Funds;" AUTHORIZING AND DIRECTING the Town Supervisor to set aside current funds and to apply same solely to said class of objects or purposes; STATING that the proposed maturity of the bonds authorized pursuant to this resolution will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any notes issued in anticipation of the sale thereof and the renewals of said notes shall be general obligations of the Town, and PLEDGING to their payment the faith and credit of the Town.

FIFTH: DELEGATING to the Supervisor the powers and duties of the Town Board.as to the issuance of said bonds and any notes issued in anticipation of the sale thereof or the renewals of said notes; and

SIXTH: DETERMINING that the resolution is subject to a permissive referendum.

DATED: April 4, ___ 1983.

ROBERT P. THILL Town Clerk

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA

VOTED YES

COUNCILMAN GRZYBOWSKI VOTED YES

COUNCILMAN KWAK

WAS ABSENT

SUPERVISOR KEYSA

VOTED YES

SERVICE

The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN CZAPLA , WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN GRZYBOWSKI , TO WIT:

WHEREAS, definite plans, specifications and contract documents have been prepared by Krehbiel Associates, Inc., Town Engineers for furnishing all materials, labor and equipment for the installation of water service line, certain plumbing improvements, electrical and interior and exterior repairs to the filter building and bath house and the improvement and embellishment of recreational facilities at Keysa Town Park,

NOW, THEREFORE, BE IT

RESOLVED, that the plans, specifications and contract documents for furnishing all materials, labor and equipment for the installation of water service line, certain plumbing improvements, electrical and interior and exterior repairs to the filter building and bath house and the improvement and embellishment of recreational facilities at Keysa Town Park, be and hereby are approved and adopted, and

BE IT FURTHER

RESOLVED, that sealed proposals will be received, publicly opened and read aloud and considered by the Town Board of the Town of Lancaster at a meeting of the said Town Board to be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 18th day of April, 1983, at 11:00 A.M., o'clock, Local Time, for furnishing all materials, labor and equipment for the installation of water service line, certain plumbing improvements, electrical, and interior and exterior repairs to the filter building and bath house and the improvement and embellishment of recreational facilities at Keysa Town Park, in accordance with specifications on file in the Town Clerk's office and that Notice of Advertisement for bids shall be published in the Lancaster Enterprise being the official town newspaper and a newspaper of general circulation in the Town of Lancaster, no later than April 7, 1983, and posted according to law, which Notice shall be in the form attached hereto and made a part hereof.

LEGAL NOTICE NOTICE TO BIDDERS TOWN OF LANCASTER

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of the Town of Lancaster, Erie County, New York, sealed proposals will be received, publicly opened, and read aloud, by the Supervisor of the Town of Lancaster on the 18th day of April,1983, at 11:00 A.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, for the installation of water service line, plumbing, electrical improvements and interior and exterior repairs and painting.

All the proposals will be received in accordance with the Contract Documents and specifications prepared by Krehbiel Associates, Inc., for the Town of Lancaster, a copy of which is on file with the Town Clerk, at his office in the Town Hall, Town of Lancaster, 21 Central Avenue, Lancaster, New York, where the same may be examined during their usual business hours.

Copies of the contract documents required for review or bidding purposes may be obtained at the offices of Krehbiel Associates, Inc., 1868 Niagara Falls Boulevard, Tonawanda, New York, upon deposit of \$25.00 for each set of documents so obtained. The full amount of the deposit for one set of documents and one-half of the deposit for any additional sets of documents will be refunded to each bidder who submits a formal proposal to the Town of Lancaster, and who also returns the documents in good condition to the Engineer within thirty (30) days after bid security has been returned to him. Equipment manufacturers, contractors, sub-contractors, and others who do not submit formal proposals to the Town will be refunded one-half the amount of the deposit for all sets of complete documents returned in good condition to the Engineer within thirty (30) days after the opening of bids. No refund will be made for documents received after this thirty (30) day period.

Each proposal must be accompanied by a certified check, payable to the Town of Lancaster, or bid bond, having as surety thereon a surety company acceptable to the Town Attorney, in the amount not less than ten percent (10%) of the amount of the base bid, conditioned that, if his proposal is accepted, he will enter into a contract for the same, and that he will execute any such further security as may be required for the faithful performance of the Contract.

The Town of Lancaster reserves the right to waive any informalities in and to reject any or all bids submitted.

Attention of the Bidders is called to requirements for conditions of employment to be observed and minimum wage rates to be paid, and requirements pertaining to certification of non-collusion in preparation of bids submitted for this project.

 $$\operatorname{\textsc{No}}$$ Bidder may withdraw his bid within thirty (30) days after date of opening.

TOWN BOARD OF THE TOWN OF LANCASTER

Y: ROBERT P. THILL Town Clerk

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA

VOTED YES

COUNCILMAN GIZA

VOTED YES

COUNCILMAN GRZYBOWSKI VOTED YES

COUNCILMAN KWAK

WAS ABSENT

SUPERVISOR KEYSA

VOTED YES

MMXX

The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN GIZA , WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN GRZYBOWSKI , TO WIT:

BOND RESOLUTION OF THE TOWN OF LANCASTER, NEW YORK,

ADOPTED April 4, 1983, AUTHORIZING THE CONSTRUCTION

OF WATER IMPROVEMENTS AT THE LANCASTER TOWN CENTER,

IN THE TOWN, STATING THE ESTIMATED MAXIMUM COST

THEREOF IS \$39,990, APPROPRIATING SAID AMOUNT THEREFOR,

INCLUDING THE APPROPRIATION OF \$2,000 CURRENT FUNDS TO

PROVIDE THE REQUIRED DOWN PAYMENT AND AUTHORIZING THE

ISSUANCE OF \$37,990 SERIAL BONDS OF THE TOWN TO FINANCE

THE BALANCE OF SAID APPROPRIATION.

RESOLVED BY THE TOWN BOARD OF THE TOWN OF LANCASTER, IN IN THE COUNTY OF ERIE, NEW YORK (by the favorable vote of not less than two-thirds of all the members of said Board), AS FOLLOWS:

Section 1. The Town of Lancaster, in the County of Erie, New York (the "Town"), is hereby authorized to construct water improvements at the Lancaster Town Center, in the Town. The estimated maximum cost of said specific object or purpose, including preliminary cost and costs incidental thereto and the financing thereof, is \$39,990 and the said amount is hereby appropriated therefor, including the appropriation of \$2,000 surplus funds to provide the required down payment. The plan of financing includes the expenditure of said surplus funds, the issuance of \$37,990 serial bonds of the Town to finance the balance of the appropriation, the levy of a tax upon all the taxable real property within the Town to pay the principal of said bonds and interest thereon as the same shall become due and payable.

Section 2. Serial bonds of the Town are hereby authorized to be issued in the principal amount of \$37,990 pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law") to finance said appropriation not covered by said current funds.

Section $_{\chi}$ 3. The following additional matters are hereby determined and declared:

- (a) The period of probable usefulness of the specific object or purpose for which the \$37,990 serial bonds authorized pursuant to this resolution are to be issued, within the limitations of Section 11.00a. of the Law is forty (40) years.
- (b) Current funds are required by the Law to be provided as a down payment prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of said bonds, and such current funds in the amount of \$2,000 are now available in the current budget of the Town and the heading "Unappropriated Surplus Funds". The Town Supervisor is hereby authorized and directed to set aside said current funds and to apply same to said class of object or purpose.
- (c) The proposed maturity of the bonds authorized pursuant to this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized pursuant to this resolution and any bond anticipation notes issued in anticipation of said bonds, shall contain the recital of validity prescribed by \$52.00 of the Law and said bonds and any notes issued in anticipation thereof, shall be general obligations of the Town, payable as to both principal and interest by a general

tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the puncual payment of the principal of and interest on said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of \$30.00 relative to the authorization of the issuance of bond anticipation notes, or, the renewals of said notes and of \$50.00 and \$\$56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized pursuant to this resolution, and of any notes issued in anticipation of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of publication of such resolution, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication,

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution is subject to a permissive referrendum.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN GRZYBOWSKI VOTED YES
COUNCILMAN KWAK WAS ABSENT
SUPERVISOR KEYSA VOTED YES

xdxxlxx

The resolution was thereupon unanimously adopted.

April 4, 1983

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN CZAPLA , WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN GRZYBOWSKI , TO WIT:

RESOLVED BY THE TOWN BOARD OF THE TOWN OF LANCASTER,
IN THE COUNTY OF ERIE, NEW YORK, AS FOLLOWS:

Section 1. The Town Clerk of the Town of Lancaster shall, within ten (10) days after the adoption of the bond resolution referred to in the form of Notice hereinafter set forth in Section 3 hereof, cause to be published at least once in "LANCASTER ENTERPRISE-JOURNAL", a newspaper published in Lancaster, New York and to be posted on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a Notice which shall set forth the date of adoption of said foregoing resolution and contain an abstract thereof concisely stating its purpose and effect.

Section 2. After the said bond resolution shall take effect, the Town Clerk is hereby directed to cause said bond resolution to be published, in full, in the newspaper hereinabove referred to in Section 1 hereof, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law of the State of New York.

Section 3. The Notice referred to in Section 1 hereof shall be in substantially the following form:

TOWN OF LANCASTER, NEW YORK

PLEASE TAKE NOTICE that on April 4, 1983, the Town Board of the Town of Lancaster, New York, adopted a resolution entitled:

"Bond Resolution of the Town of Lancaster, New York, adopted April 4, 1983, authorizing the construction of water improvements at the Lancaster Town Center, in the Town, stating the estimated maximum cost thereof is \$39,990, appropriating said amount therefor, including the appropriation of \$2,000 current funds to provide the required down payment and authorizing the issuance of \$37,990 serial bonds of the Town to finance the balance of said appropriation,"

an abstract of such resolution, concisely stating the purpose and effect thereof, is as follows:

FIRST: AUTHORIZING the Town of Lancaster ("Town") New York, to construct water improvements at the Lancaster Town Center in the Town; STATING the estimated maximum cost of said specific object or purpose, is \$39,990; APPROPRIATING the said amount therefor, including the appropriation of \$2,000 current funds to provide the required down payment; STATING the plan of financing includes the expenditure of said current funds, the issuance of \$37,990 serial bonds to finance the balance of said appropriation and the levy and collection of a tax upon all the taxable real property in the Town to pay the principal of said bonds and the interest thereon;

SECOND: AUTHORIZING \$37,990 serial bonds of the Town to be issued pursuant to the provisions of the Local Finance Law ("Law"), to finance the balance of said appropriation;

THIRD: DETERMINING AND STATING that the period of probable usefulness of the specific object or purpose is forty (40) years; that current funds are required by the Law to be provided as a down payment prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of said bonds, and such current funds in the amount of \$2,000 are now available in the current budget of the Town under the heading "Unappropriated Surplus Funds;" AUTHORIZING AND DIRECTING the Town Supervisor to set aside current funds and to apply same solely to said class of objects or purposes; STATING that the proposed maturity of the bonds authorized pursuant to this resolution will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any notes issued in anticipation of the sale thereof and the renewals of said notes shall be general obligations of the Town, and PLEDGING to their payment the faith and credit of the Town.

FIFTH: DELEGATING to the Supervisor the powers and duties of the Town Board as to the issuance of said bonds and any notes issued in anticipation of the sale thereof or the renewals of said notes; and

SIXTH: DETERMINING that the resolution is subject to a permissive referendum.

DATED:

April 4, . 1983.

ROBERT P. THILL Town Clerk

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA

VOTED YES

COUNCILMAN GIZA

VOTED YES

COUNCILMAN GRZYBOWSKI VOTED YES

COUNCILMAN KWAK

WAS ABSENT

SUPERVISOR KEYSA

VOTED YES

dnyxx

The resolution was thereupon unanimously adopted.

April 4, 1983

BOND RESOLUTION OF THE TOWN OF LANCASTER, NEW YORK.

ADOPTED APRIL 4, 1983, AUTHORIZING THE ACQUISITION

AND INSTALLATION OF COMMUNICATIONS EQUIPMENT FOR

USE BY THE POLICE DEPARTMENT, IN SAID TOWN, STATING

THE ESTIMATED MAXIMUM COST THEREOF IS \$98,500,

APPROPRIATING SAID AMOUNT THEREFOR, INCLUDING THE

APPROPRIATION OF \$5,000 CURRENT FUNDS TO PROVIDE

THE REQUIRED DOWN PAYMENT, AND AUTHORIZING THE

ISSUANCE OF \$93,500 SERIAL BONDS OF THE TOWN TO

FINANCE THE BALANCE OF SAID APPROPRIATION.

RESOLVED BY THE TOWN BOARD OF THE TOWN OF LANCASTER, IN THE COUNTY OF ERIE, NEW YORK (by the favorable vote of not less than two-thirds of all the members of said Board) AS FOLLOWS:

Section 1. The Town of Lancaster (herein called "Town"), in the County of Erie, New York, is hereby authorized to acquire and install communications equipment for use by the Police Department in said Town. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof is \$98,500, and the said amount is hereby appropriated therefor, including the appropriation of \$5,000 current funds to provide the down payment. The plan of financing includes the expenditure of said \$5,000 current funds, the issuance of \$93,500 serial bonds of the Village to finance the balance of said appropriation and the levy and collection of a tax on all the taxable real property in the town to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Serial bonds of the Town in the principal amount of \$93,500 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance the balance of said appropriation not provided by current funds.

Section 3. The following additional matters are hereby determined and declared:

- (a) The period of probable usefulness of the specific object or purpose for which the bonds authorized pursuant to this resolution are to be issued within the limitations of Section 11.00 a. 25 of the Law, is ten (10) years.
- (b) Current funds are required to be provided prior to the issuance of the bonds authorized pursuant to this resolution or of any notes in anticipation of the sale of said bonds, and such current funds are available therefor in the current budget of the fown under the heading "General Fund Account No. 1990."

 The Supervisor, the chief fiscal officer of the Town, is hereby authorized and directed to set aside said current funds and to apply the same solely to said specific object or purpose.
- (c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any, bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity.

Prescribed by \$52.00 of the Law and shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual pay-

ment of the principal of and interest on said bonds and any bond anticipation notes issued in anticipation of the sale thereof, and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and notes to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of \$30.00 relative to the authorization of the issuance of bond anticipation notes, or, the renewal of said Notes and of \$50.00 and \$\$56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, are not substantially complied with,

and an action, suit or proceeding contesting such validity, is a commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution is subject to a permissive referendum.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOT

VOTED YES

COUNCILMAN GIZA

VOTED YES

COUNCILMAN GRZYBOWSKI VOTED YES

COUNCILMAN KWAK

WAS ABSENT

SUPERVISOR KEYSA

VOTED YES

gazk -

The resolution was thereupon unanimously adopted.

April 4, 1983 -

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN GRZYBOWSKI, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN GIZA, TO WIT:

RESOLVED BY THE TOWN BOARD OF THE TOWN OF LANCASTER,
IN THE COUNTY OF ERIE, NEW YORK, AS FOLLOWS:

Section 1. The Town Clerk of the Town of Lancaster shall, within ten (10) days after the adoption of the bond resolution referred to in the form of Notice hereinafter set forth in Section 3 hereof, cause to be published at least once in "LANCASTER ENTERPRISE-JOURNAL", a newspaper published in Lancaster, New York and to be posted on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a Notice which shall set forth the date of adoption of said foregoing resolution and contain an abstract thereof concisely stating its purpose and effect.

Section 2. After the said bond resolution shall take effect, the Town Clerk is hereby directed to cause said bond resolution to be published, in full, in the newspaper hereinabove referred to in Section 1 hereof, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law of the State of New York.

Section 3. The Notice referred to in Section 1 hereof. shall be in substantially the following form:

TOWN OF LANCASTER, NEW YORK

PLEASE TAKE NOTICE that on April 4, 1983, the Town
Board of the Town of Lancaster, in the County of Erie, New York,
adopted the bond resolution entitled:

"Bond Resolution of the Town of Lancaster, New York, adopted April 4, 1983, authorizing the acquisition and installation of communications equipment for use by the Police Department, in said Town, stating the estimated maximum cost thereof is \$98,500, appropriating said amount therefor, including the appropriation of \$5,000 current funds to provide the required down payment, and authorizing the issuance of \$93,500 serial bonds of the Town to finance the balance of said appropriation,"

an abstract of such resolution, concisely stating the purpose and effect thereof, is as follows:

First: AUTHORIZING the town of Lancaster ("Town"), New York, acquire and install communications equipment for use by the Police Department, in the Town; STATING the estimated maximum cost thereof is \$98,500; appropriating said amount therefor, including the appropriation of \$5,000 current funds to provide the down payment; STATING the plan of financing includes the expenditure of said \$5,000 current funds, the issuance of \$93,500 serial bonds of the Town to finance the balance of said bonds and the interest thereon as the same shall become due and payable;

SECOND: AUTHORIZING the issuance of \$93,500 serial bonds of the Town to be issued pursuant to the provisions of the Local Finance Law ("Law"), to finance the balance of said appropriation not provided by current funds;

THIRD: DETERMINING AND DECLARING that the period of probable usefulness of said specific object or purposes is ten (10) years; that current funds are required to be provided prior to the issuance of the bonds or of any notes in anticipation of said bonds, and such current funds are available therefor in the current budget of the Town and AUTHORIZING AND DIRECTING the Supervisor to set aside said current funds and to apply the same solely to said specific object or purpose; STATING the proposed maturity of the bonds will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any notes issued in anticipation thereof shall be general obligations of the Town and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any notes in anticipation thereof, or the renewals thereof;

SIXTH: DETERMINING that the resolution is subject to permissive referendum.

DATED: April 4, 1983

ROBERT P. THILL, Town Clerk

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA

VOTED YES

COUNCILMAN GIZA

VOTED YES

COUNCILMAN GRZYBOWSKI VOTED YES

COUNCILMAN KWAK

WAS ABSENT

SUPERVISOR KEYSA

VOTED YES

gaşk -

The resolution was thereupon unanimously adopted.

April 4, 1983 -

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN GRZYBOWSKI, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN GIZA, TO WIT:

RESOLVED, that the following Audited Claims be and are hereby ordered paid from their respective accounts:

ACCOUNT	ORDER NUMBER	TOTAL AMOUNT
General Fund	No. 3566 to 3645 Incl.	\$ 78,168.10
Highway Fund	No. 1589 to 1605 Incl.	\$ 40,927.57
Special District Fund	No. 642 to 648 Incl.	\$175,980.45
Trust & Agency Fund	No. 646 to 652 Incl.	\$ 4,721.75
Federal Revenue Sharing Fund	No. 556 to 564 Incl.	\$ 6,958.26
Capital Fund	No. 660 to 663 Incl.	\$ 15,711.65
Community Development Fund	No. 1122 to 1123 Incl.	\$ 554.40
and,		

BE IT FURTHER

RESOLVED, that the claim of Shelgren and Marzec, Architects, P.C. for \$500.00 and the claim of Wehle Electric Co., Inc. for \$54.40 be and are hereby approved and the Supervisor be and is hereby ordered to submit these claims for payment from Community Development Project. No. 436314, Electric Re-wiring, Sr. Citizens' Center.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN	CZAPLA	VOTED YES
COUNCILMAN	GIZA	VOTED YES
COUNCILMAN	GRZYBOWSKI	VOTED YES
COUNCILMAN	KWAK	WAS ABSENT
SUPERVISOR	KEYSA	VOTED YES

XXXXX

The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN CZAPLA , WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN GRZYBOWSKI , TO WIT:

RESOLVED, that the following Building Permit Applications be and are hereby approved and the issuance of Building Permits be and are hereby authorized:

NO.	NAME	ADDRESS	STRUCTURE
20	Joseph S. Caito	1189 Ransom Rd.	ER. FR. BRK. VEN. SIN DWLG, PVT. GARAGE
21	Dan Memmen	14 Birchwood Com.	ER. FENCE
22	Melba Seibold	75 Stutzman Rd.	ER. FENCE
23	Apple Rubber Products	310 Erie St.	EXT. CONCRETE BLDG.
24	Josela Enter.	2 Squirrel Run	ER. FR. SIN. DWLG, PVT. GARAGE
25	Pomz Construction	741 Schwartz Rd.	ER. FR. SIN. DWLG, PVT. GARAGE

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN	CZAPLA	VOTED YES
COUNCILMAN	GIZA	VOTED YES
COUNCILMAN	GRZYBOWSKI	VOTED YES
COUNCILMAN	KWAK	WAS ABSENT
SUPERVISOR	KEYSA	VOTED YES

XXXXXX

The resolution was thereupon unanimously adopted.

April 4, 1983

Councilman Czapla requested a suspension of the necessary rule for immediate consideration of the following resolution - SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN CZAPLA , WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN GIZA , TO WIT:

WHEREAS, the Chief of Police of the Town of Lancaster, by memorandum date April 1, 1983, has requested authorization to attend a products show sponsored by Motorola Radio Company, in Newark, New Jersey on April 18th and April 19th, 1983,

NOW, THEREFORE, BE IT

RESOLVED, that THOMAS E. FOWLER, Chief of Police of the Town of Lancaster, be and is hereby authorized to attend a products show sponsored by Motorola Radio Company, in Newark, New Jersey on April 18th and April 19th, 1983, and

BE IT FURTHER

RESOLVED, that expense reimbursement for transportation and lodging be and is hereby authorized in an amount not to exceed \$150.00.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN GRZYBOWSKI VOTED YES

COUNCILMAN KWAK WAS ABSENT

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

STATUS REPORT ON UNFINISHED BUSINESS:

- Public Improvement Permit Authorization Country View East Subdivision,

 Phase 1 (Marrano)

 The retention pond has not yet been accepted but completion is secured by a Letter of Credit expiring on November 1, 1983.
- Public Improvement Permit Authorization Heritage Hills Subdivision,
 Phase 1
 The Town Board is awaiting maintenance security for P.I.P. No. 65 (retention pond) prior to acceptance.
- 3. Public Improvement Permit Authorization Woodview Estates Subdivision The Town Board authorized issuance of P.I.P. No. 57 (sidewalks) and No. 58 (street lighting) which have not yet been accepted by the Town Board. There is no retention pond associated with this subdivision.
- 4. Road Acceptance Pasquale Drive
 On November 15, 1982, the Town Board tabled this matter for further study.
- 5. Subdivision Approval Lancaster Industrial Commerce Center
 On May 12, 1981, the N.Y.S. Dept. of Audit and Control acknowledged receipt of water, sanitary sewer, and drainage district applications.
- 6. Subdivision Approval Plumb Bottom Estates
 On June 1, 1981, this matter was presented to the Town Board and referred to the Planning Board for review and recommendation.
- 7. Traffic Study Bowen Road and Broadway
 On November 30, 1982, the N.Y.S. Dept. of Transportation forwarded to the Supervisor a traffic count for the intersection of Broadway and Bowen Roads.
- 8. Traffic Study Genesee Street and Ransom Road
 On September 14, 1982, the N.Y.S Dept. of Transportation informed the
 Board that their investigation is complete and recommended approval of a
 portion of the embankment on the south east quadrant of the intersection
 and eventual reconstruction of the intersection. On October 6, 1982,
 Assemblyman Graber, at the request of the Town Board, replied that he will
 act on reconstruction of this intersection as swiftly as possible.
- 9. Traffic Study Speed Reduction on William Street
 On May 20, 1982, the N.Y.S. Dept. of Transportation reported that they are re-evaluating this matter as their caseload permits.

PERSONS ADDRESSING TOWN BOARD:

None

DISPOSITION

222.	Supervisor to Town Board and Highway Supt Comments in connection with improvement of paper streets.	TOWN ATTORNEY ENGINEERS PLANNING BOARD
223.	Congressman Nowak to Deputy Town Clerk - Acknowledgement of receipt of resolution adopted 3/7/83 requesting continuance of General Revenue Sharing.	R & F
224.	CD Program Director to Supervisor - Statement on minority business enterprise,	R.&.F.
225.	Town Clerk to Town Board - Resume of actions taken in regards to Town Board meeting held 3/21/83.	R & F
226.	Ambulance Board to Town Board - Recommendation of two members to active roster of LVAC.	R & F
227.	Asst. Building Inspector to Town Board - Monthly report for March 1983.	R & F
228.	1983 Business Session of the Association of Towns to Supervisor - Legislative position statements of the Association of Towns.	R & F
229.	Supervisor to Lancaster Opera House President - Notification of rules of operation.	R & F
230.	Youth Bureau to Supervisor - Notification of resignation of Rev. John Whiteford from Youth Board and recommenda- tion of appointment of Lee Skinner.	HUMAN SERVICES COMM.
231.	County Dept. of Environment and Planning to Supervisor - Notification of reorganization of Planning Division.	R & F ATTORNEY - TWN.CLERK BLDG. INSPECTOR PLANNING BOARD
232.	County Dept. of Environment and Planning to Supervisor ~ Update of recent CDBG events and general overview of 1983 CD program development process.	R & F
233.	Assessor to Town Board - Request authorization to hire part-time real property appraiser trainee.	TOWN CLERK FOR RES. 4/18/83
234.	Russell Bond & Co., Inc. to Supervisor - Transmittal of "Governmental Insurance - Disclosure Statement".	R & F
235.	Supervisor to Town Senior Citizens - Information about future distribution of federal surplus cheese.	REF
236,	Schictel's Nursery to Councilman Czapla - Comments and recommendations concerning dead trees resulting from Fall 1981 and Spring 1982 Tree Planting Program.	R & F
237.	Town Clerk to Town Board - Transmittal of items for review and comment regarding the proposed 1983 Dog Census Field Survey.	TOWN CLERK FOR RES. 4718783

DISPOSITION

238.	Ambulance Board to Town Board - Recommendation of new member to LVAC roster.	R & F
239.	Town Engineers to Town Clerk - Transmittal of Notice to Contractors for improvements at Keysa Park.	R&F
240.	Town Clerk to Zoning Board Members, Building Inspector and Deputy Town Attorney - Transmittal of Legal Notice of public hearing to be held 4/14/83 regarding two variance petitions and one temporary revocable special permit.	R & F
241.	Town Clerk to Town Board - Explanation of State Constitutional Amendment regarding maximum bingo prizes.	R & F
242.	Gleason's Nursery to Town Clerk - Letter proposal to plant replacement trees supplied by Schichtel's Nursery.	R & F
243.	Sen. Moynihan to Dep. Town Clerk - Acknowledgement of receipt of resolution regarding ten percent withholding tax on interest and dividend income.	<u> </u>
244.	Thill-Demerly Agency, Inc. to Supervisor - Transmittal of Exhibit B, Governmental Insurance Disclosure Statement.	R & F
245.	Lancaster Public Library to Supervisor - Transmittal of data obtained from random survey of actual users of both libraries.	R & F
246.	Lancaster N.Y. Historical Society to Supervisor - Request use of library building on Clark St. as temporary museum from 6/13-7/17/83 to honor celebration of sesquicentennial.	BUILDING COMM.
247.	Councilman Czapla to Gleason's Nursery - Designation as low bidder for tree planting program.	R & F
248.	Youth Bureau Ex. Director to Supervisor - Request purchase of van under state contract.	R & F
249.	County Legislature to Supervisor - Transmittal of resolution appropriating \$10,000. for Opera House.	RεF
250.	St. Elizabeth's Home to Supervisor - Request participation in ceremony announcing 5/1-5/31/83 as Older Americans Month.	DONALD ABE, CLOCK CARETAKER
251.	County Dept. of Environment and Planning to N.Y.S. Dept. of Environmental Conservation — Transmittal of copies of revised Town's draft agreements regarding Sewer Rehabilita- tion Project.	R&F
252.	Assemblyman Graber to Town Clerk - Acknowledgement of receipt of resolution concerning CHIPS Program.	R & F
253.	Thomas R. Licata to Town Attorney - Letter offer regarding @asements.	R & F

COMMUNICATIONS CONT'D.:

DISPOSITION

254.	Global Cable TV to Dep. Town Attorney - Notification that financial records are available at office on Central Ave. for auditing purposes.	DEP. TOWN ATTORNEY
255.	Supervisor to Community Action Organization - Comments regarding the cheese distribution program.	RεF
256.	Kutak Rock & Huie to Supervisor - IDB Memorandum No. 43 - The Tax-Exempt Status of Industrial Development Bonds.	R & F
	The Supervisor requested a suspension of the neate consideration of the following communications - SION GRANTED.	ecessary rule for
257.	Town Attorney to Global Cable TV - Return of franchise fee and request for financial statement.	SUPERVISOR
258.	Lancaster Garden Club to Supervisor - Request use of Senior Citizen Center for flower show.	SUPERVISOR BUILDING COMM.
259.	Memo from Chief of Police to Councilman Czapla - Request to attend radio equipment showing in Newark, New Jersey, 4/18-19, 1983.	TOWN CLERK FOR SUSPENDED RESOLUTION

ADJOURMENT:

ON MOTION OF COUNCILMAN CZAPLA, AND SECONDED BY THE ENTIRE TOWN BOARD AND CARRIED, the meeting was adjourned at 8:55 P.M. out of respect to:

GEORGE MANG

VMARIA LATELLO

HERMAN WALDMILLER

/ WALTER KOZIEL

RICHARD MALLETTE

Signed

obert P. Thill, Town Clerk